

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent Application of

Atty. Docket No. 078883/0120

Myles William CARROLL and Kevin Alan MYERS

Serial No. 09/533,798

Filed: March 24, 2000

For: POLYPEPTIDE



Group Art Unit: 1643

Examiner: Unaspina EIVED

SEP 12 2000

TECH CENTER 1600/2900

## INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.56

Commissioner for Patents Washington, D.C. 20231

Sir:

Submitted herewith on Form PTO-1449 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.



## TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits.

The Commissioner of Patents and Trademarks is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 19-0741.

## RELEVANCE OF EACH DOCUMENT

The relevance of the documents are described in the present specification. Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO-1449 be returned in accordance with MPEP §609.

Respectfully summated,

Date: September 6, 2000

Bernhard D. Saxe Attorney for Applicant Registration No. 28,665

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